

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

FILED
JAN 09 2018
MAGISTRATE JUDGE, JEFFREY COLE
UNITED STATES DISTRICT COURT

In the Matter of the Search of:

Case Number:

the US Express Mail package bearing tracking
number EL936068083US, further described in
Attachment A

18M014

APPLICATION AND AFFIDAVIT FOR A SEARCH WARRANT

I, Michael Todd, a Postal Inspector of the U.S. Postal Inspection Service, request a search warrant and state under penalty of perjury that I have reason to believe that in the following package:

See Attachment A

located in the Northern District of Illinois, there is now concealed:

See Attachment B

The basis for the search under Fed. R. Crim. P. 41(c) is evidence, instrumentalities, and contraband.

The search is related to a violation of:

Code Section

Title 21, United States Code, Section 843(b)

Offense Description

use of a communication facility in facilitating a drug
crime

The application is based on these facts:

See Attached Affidavit,

Continued on the attached sheet.



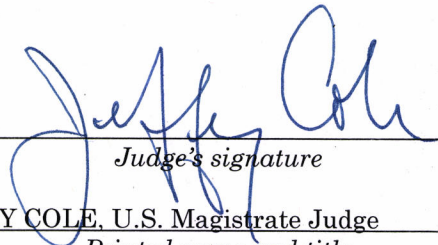
Applicant's Signature

MICHAEL TODD, Postal Inspector, U.S. Postal Inspection
Service

Printed name and title

Sworn to before me and signed in my presence.

Date: January 9, 2018



Judge's signature

City and State: Chicago, Illinois

JEFFREY COLE, U.S. Magistrate Judge
Printed name and title

UNITED STATES DISTRICT COURT)
)
NORTHERN DISTRICT OF ILLINOIS)

AFFIDAVIT

I, Michael Todd, being duly sworn, state as follows:

1. I am a Postal Inspector with the U.S. Postal Inspection Service. I have been so employed since approximately July 2014.
2. As part of my duties as a USPIS Postal Inspector, I investigate criminal violations relating to violations of the federal laws relating to the mails and to controlled substances.
3. This affidavit is made in support of an application for a warrant to search the US Express Mail Parcel with Tracking Number EL936068083US described further in Attachment A (the "**Subject Parcel**"), for evidence, instrumentalities, and contraband described further in Attachment B, concerning use of a communication facility in facilitating a drug crime, in violation of Title 21, United States Code, Section 843(b).
4. The statements in this affidavit are based on my personal knowledge, and on information I have received from other law enforcement personnel and from persons with knowledge regarding relevant facts. Because this affidavit is being submitted for the limited purpose of securing a search warrant, I have not included each and every fact known to me concerning this investigation. I have set forth facts that I believe are sufficient to establish probable cause to believe that evidence,

instrumentalities, and contraband of violations of Title 21, United States Code, Section 843(b), are located within the Subject Parcel.

I. FACTS SUPPORTING PROBABLE CAUSE TO SEARCH THE SUBJECT PARCEL

5. On January 9, 2018, I inspected the **Subject Parcel** at JT Weeker International Service Center in Chicago, Illinois. According to USPS shipping information, the **Subject Parcel** was mailed on January 8, 2018, from South El Monte, California, 91733. The **Subject Parcel** is addressed to "Jose RonQuillo, 504 E. Benton Street, Joliet, Illinois 60432," with a return address of "Humberto Rocha, 2739 Tyler Avenue, El Monte, California 91733." The **Subject Parcel** bears \$47.45 in postage, measures approximately 11 inches by 8 inches by 8.5 inches, and weighs approximately 2 pounds and 10 ounces.

6. I observed several characteristics about the **Subject Parcel** that, in my training and experience, can be consistent with parcels containing a controlled substance.

7. First, I ran the sender and recipient names and addresses on the **Subject Parcel** through a law enforcement database. According to the database, the purported sender "Humberto Rocha" is not associated with the listed sender address. According to the database, the purported recipient "Jose RonQuillo" is not associated with the listed recipient address. Based on my training and experience, fictitious sender or receiver names can indicate that the sender or receiver does not want to be associated with the parcel.

8. The **Subject Parcel** is taped with clear packing tape on all of the parcel seams. Based on my training and experience, parcels can be taped in this manner in an attempt to hide or mask the odor of the parcel's contents.

9. Each of the characteristics I describe above can be consistent with parcels that do not contain contraband. Based on my training and experience, however, the combination of these characteristics led me to investigate further by calling in a narcotics dog to perform further examination of the **Subject Parcel**.


10. On January 9, 2018, I arranged for a United States Customs and Border Protection Canine Officer and his canine partner, "Perro," to meet with me and examine the **Subject Parcel**. According to the Canine Officer, Perro is certified annually by United States Customs and Border Protection as a narcotics dog. Perro was most recently re-certified on February 6, 2017. Perro is trained to sniff buildings, vehicles, envelopes, and wrapped parcels to detect the odors of heroin, cocaine, marijuana, hash, methamphetamine, ecstasy, and other controlled substances that could be contained inside. Perro is also trained to indicate the presence of such substances or their scents by alerting to the item he is sniffing. In addition, according to USPIS records, Perro has successfully alerted to controlled substances in U.S. Mail Parcels and letters on 171 occasions since July 2013, with a success rate of approximately 90%. To the best of my knowledge, U.S. Customs and Border Protection does not maintain records regarding the overall success rate for its drug detection dogs, and therefore only the USPIS success rate is available.

11. On January 9, 2018, at the Postal Service International Service Center at O'Hare Airport in Chicago, Illinois, I arranged a controlled substance detection test by placing the **Subject Parcel** among approximately 20 other parcels in the workroom area. I then witnessed Perro examine the parcels and observed Perro alert by sitting next to the **Subject Parcel**. Perro did not alert to any of the other parcels. The Canine Officer informed me that Perro's actions indicated the presence of narcotics and/or controlled substances in the **Subject Parcel**. I then took custody of the **Subject Parcel**.

II. CONCLUSION

12. Based on the above information, I respectfully submit that there is probable cause to believe that use of a communication facility in facilitating a drug crime, in violation of Title 21, United States Code, Section 843(b), has been committed, and that evidence, instrumentalities, and contraband relating to this criminal conduct, as further described in Attachment B, will be found in the Subject Parcel, as further described in Attachment A. I therefore respectfully request that this Court issue a search warrant for the **Subject Parcel** more particularly described in Attachment A, authorizing the seizure of the items described in Attachment B.

FURTHER AFFIANT SAYETH NOT.



Michael Todd
Postal Inspector
U.S. Postal Inspection Service

Subscribed and sworn
before me this 9th day of January, 2018



Honorable JEFFREY COLE
United States Magistrate Judge

ATTACHMENT A

DESCRIPTION OF ITEM TO BE SEARCHED

The U.S. Express Mail package bearing tracking number "EL936068083US," a recipient address of "Jose RonQuillo, 504 E. Benton Street, Joliet, Illinois 60432," and a return address of "Humberto Rocha, 2739 Tyler Avenue, El Monte, California 91733." The parcel measures approximately 11 inches by 8 inches by 8.5 inches, weighs approximately 2 pounds and 10 ounces, and bears \$47.45 in postage.

ATTACHMENT B

LIST OF ITEMS TO BE SEIZED

Evidence, instrumentalities and contraband concerning violation of Title 21, United States Code, Section 843(b), as follows:

1. Controlled substances;
2. Packaging for controlled substances;
3. United States currency;
4. Items associated with controlled substances;
5. Items that identify the sender or receiver of the parcel; and
6. Any other items that are contained inside of the parcel that could be examined for evidence, such as latent fingerprints, of who has accessed the inside of the parcel or handled its contents.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

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Attachment A

Case Number:

18M014

SEARCH AND SEIZURE WARRANT

To: Michael Todd and any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government requests the search of the following person or property located in the Northern District of Illinois:

See Attachment A

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property described above, and that such search will reveal:

See Attachment B

YOU ARE HEREBY COMMANDED to execute this warrant on or before January 23, 2018 in the daytime (6:00 a.m. to 10:00 p.m.).

Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the property was taken.

The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory as required by law and promptly return this warrant and inventory to the issuing United States Magistrate Judge.

1:15 PM

Date and time issued: January 9, 2018

City and State: Chicago, Illinois


Judge's signature

JEFFREY COLE, U.S. Magistrate Judge
Printed name and title

AO 93 (Rev. 11/13) Search and Seizure Warrant (Page 2)

Return

Case No:

Date and Time Warrant Executed:

Copy of Warrant and Inventory Left With:

Inventory made in the presence of:

Inventory of the property taken and name of any person(s) seized:

Certification

I declare under penalty of perjury that this inventory is correct and was returned along with the original warrant to the designated judge.

Date: _____

*Executing officer's signature*_____
Printed name and title

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